

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 09/938,669 Confirmation No.: 2508
Applicant : Jens PETERSEN
Filed : August 27, 2001
Title : POLYACRYLAMIDE HYDROGEL AS A SOFT TISSUE FILLER
ENDOPROSTHESIS
TC/Art Unit : 1615
Examiner: Carlos A. Azpuru

Docket No. : 60117.000004
Customer No. : **21967**

REQUEST FOR REFUND TO DEPOSIT ACCOUNT UNDER 37 C.F.R. § 1.26

MAIL STOP 16

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby requests the Commissioner of Patents and Trademarks to credit a refund in the amount of \$450.00 to Deposit Account No. 50-0206 for an error that was caused in an attempt to complete an Electronic Filing.

On March 30, 2007, Applicant attempted to electronically file a Petition for Two-Month Extension of Time and Second Supplemental Amendment and Response Under 37 C.F.R. § 1.116. In the process, the system “froze,” and the transmission was believed to be unsuccessful. During a second attempt, the system “froze” again. Later, Applicant discovered that the electronic filing was, in fact, successful.

However, Applicant also discovered that on April 2, 2007, the following charges were applied to Deposit Account No. 50-0206: 1) \$450.00 under Control No. 2087, Description 09938669 (*i.e.*, Application No.), Attorney Docket No. 60117.000004, and Fee Code 1252 (*i.e.*, fee for a two-month extension of time); and 2) \$450.00 under Control No. 2250, Description

09938669 (*i.e.*, Application No.), Attorney Docket No. 60117.000004, and Fee Code 1252 (*i.e.*, fee for a two-month extension of time). Enclosed please find a copy of the U.S. Patent and Trademark Office's (USPTO) April 2007 Deposit Account Statement for Deposit Account No. 50-0206 (Appendix "A").

Applicant respectfully submits that the extension fees associated with the electronic filing were erroneously charged twice. Accordingly, Applicant respectfully requests that a refund of \$450.00 be credited to Deposit Account No. 50-0206.

Applicant would appreciate the courtesy of a telephone call to Applicant's undersigned representative at the below-listed telephone number in order to expedite resolution of this Request should any comments, questions, or suggestions arise in connection with the processing of this Request.

It is believed that no fees are due with the filing of this Request. However, if the U.S. Patent and Trademark Office determines that any fees are due, the Commissioner is authorized to charge any such fees to the undersigned's Deposit Account No. 50-0206.

Respectfully submitted,
HUNTON & WILLIAMS LLP

By:



Robin L. Teskin
Registration No. 35,030

Victoria A. Silcott
Registration No. 57,443

Dated: April 3, 2007

Hunton & Williams LLP
Intellectual Property Department
1900 K Street, N.W., Suite 1200
Washington, DC 20006-1109
(202) 955-1500 (telephone)
(202) 778-2201 (facsimile)

APPENDIX A



**United States
Patent and
Trademark Office**

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Deposit Account Statement

| | |
|----------------------------|---------------------|
| Requested Statement Month: | April 2007 |
| Deposit Account Number: | 500206 |
| Name: | HUNTON & WILLIAMS |
| Attention: | SABRINA D. LOFTIS |
| Address: | 1900 K STREET, N.W. |
| City: | WASHINGTON |
| State: | DC |
| Zip: | 20006 |
| Country: | UNITED STATES |

| DATE | SEQ | POSTING REF | ATTORNEY DOCKET NBR | FEE CODE | AMT | BAL |
|-------|------|----------------|---------------------------|-------------|------------|-------------|
| 04/02 | 33 | 11693308 | 64981.000076 8021 | | \$40.00 | \$46,180.00 |
| 04/02 | 532 | 60909123 | 61550.001005 1005 | | \$200.00 | \$45,980.00 |
| 04/02 | 631 | 29218797 | 60291.000031 1253 | | \$1,020.00 | \$44,960.00 |
| 04/02 | 927 | 29278483 | 60291.000055 1012 | | \$200.00 | \$44,760.00 |
| 04/02 | 928 | 29278483 | 60291.000055 1112 | | \$100.00 | \$44,660.00 |
| 04/02 | 929 | 29278483 | 60291.000055 1312 | | \$130.00 | \$44,530.00 |
| 04/02 | 1469 | 11694304 | 64981.000073 1011 | | \$300.00 | \$44,230.00 |
| 04/02 | 1470 | 11694304 | 64981.000073 1111 | | \$500.00 | \$43,730.00 |
| 04/02 | 1472 | 11694304 | 64981.000073 1202 | | \$50.00 | \$43,680.00 |
| 04/02 | 1471 | 11694304 | 64981.000073 1311 | | \$200.00 | \$43,480.00 |
| 04/02 | 226 | 11694304 | 64981.000073 8021 | | \$40.00 | \$43,440.00 |
| 04/02 | 1576 | 10357484 | 60299.001011 1251 | | \$120.00 | \$43,320.00 |
| 04/02 | 2024 | 10357484 | 60299.001011 1251 | | \$120.00 | \$43,200.00 |
| 04/02 | 2041 | 07956566 | ENZ26C2 1453 | | \$1,500.00 | \$41,700.00 |
| 04/02 | 2042 | 07956566 | ENZ26C2 1814 | | \$130.00 | \$41,570.00 |
| 04/02 | 2043 | 07956566 | ENZ26C2 1255 | | \$2,160.00 | \$39,410.00 |
| 04/02 | 2087 | 09938669 | 60117.000004 1252 | | \$450.00 | \$38,960.00 |
| 04/02 | 2227 | 10357484 | 60299.001011 1251 | | \$120.00 | \$38,840.00 |
| 04/02 | 2250 | 09938669 | 60117.000004 1252 | | \$450.00 | \$38,390.00 |
| 04/02 | 3713 | 11694727 | 68865.001041 1011 | | \$300.00 | \$38,090.00 |
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| 04/02 | 3715 | 11694727 | 68865.001041 1311 | | \$200.00 | \$37,390.00 |
| 04/02 | 382 | 11694727 | 68865.001041 8021 | | \$40.00 | \$37,350.00 |
| 04/02 | 4152 | 11694838 | 68865.001042 1011 | | \$300.00 | \$37,050.00 |
| 04/02 | 4153 | 11694838 | 68865.001042 1111 | | \$500.00 | \$36,550.00 |
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| 04/02 | 4156 | 11694838 | 68865.001042 1201 | | \$600.00 | \$35,200.00 |

| | | | | |
|---------------------|--------------|------|----------|-------------|
| 04/02 4154 11694838 | 68865.001042 | 1311 | \$200.00 | \$35,000.00 |
| 04/02 404 11694838 | 68865.001042 | 8021 | \$40.00 | \$34,960.00 |
| 04/02 4367 11694879 | 20060334 | 1011 | \$300.00 | \$34,660.00 |
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| 04/02 4370 11694879 | 20060334 | 1202 | \$50.00 | \$33,910.00 |
| 04/02 4371 11694879 | 20060334 | 1201 | \$200.00 | \$33,710.00 |
| 04/02 422 11694879 | 20060334 | 8021 | \$40.00 | \$33,670.00 |
| 04/02 426 11694879 | 20060334 | 8021 | \$40.00 | \$33,630.00 |
| 04/02 4447 11694900 | 20070041 | 1011 | \$300.00 | \$33,330.00 |
| 04/02 4449 11694900 | 20070041 | 1311 | \$200.00 | \$33,130.00 |
| 04/02 4448 11694900 | 20070041 | 1111 | \$500.00 | \$32,630.00 |
| 04/02 432 11694900 | 20070041 | 8021 | \$40.00 | \$32,590.00 |
| 04/02 4511 11694910 | 20070019 | 1011 | \$300.00 | \$32,290.00 |
| 04/02 4515 11694910 | 20070019 | 1201 | \$400.00 | \$31,890.00 |
| 04/02 4514 11694910 | 20070019 | 1202 | \$100.00 | \$31,790.00 |
| 04/02 4512 11694910 | 20070019 | 1111 | \$500.00 | \$31,290.00 |
| 04/02 4513 11694910 | 20070019 | 1311 | \$200.00 | \$31,090.00 |
| 04/02 434 11694910 | 20070019 | 8021 | \$40.00 | \$31,050.00 |
| 04/02 4540 11694915 | 20070020 | 1011 | \$300.00 | \$30,750.00 |
| 04/02 4543 11694915 | 20070020 | 1202 | \$100.00 | \$30,650.00 |
| 04/02 4541 11694915 | 20070020 | 1111 | \$500.00 | \$30,150.00 |
| 04/02 4542 11694915 | 20070020 | 1311 | \$200.00 | \$29,950.00 |
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| 04/02 4569 11694924 | 20070018 | 1011 | \$300.00 | \$29,610.00 |
| 04/02 4570 11694924 | 20070018 | 1111 | \$500.00 | \$29,110.00 |
| 04/02 4572 11694924 | 20070018 | 1202 | \$50.00 | \$29,060.00 |
| 04/02 4571 11694924 | 20070018 | 1311 | \$200.00 | \$28,860.00 |
| 04/02 439 11694924 | 20070018 | 8021 | \$40.00 | \$28,820.00 |
| 04/02 63 10171190 | 52493.000234 | 1806 | \$180.00 | \$28,640.00 |
| 04/02 64 10173017 | 52493.000239 | 1806 | \$180.00 | \$28,460.00 |
| 04/02 1 09749408 | 56130.000067 | 1402 | \$500.00 | \$27,960.00 |
| 04/02 73 60920808 | 58766.000047 | 1005 | \$200.00 | \$27,760.00 |

| START BALANCE | SUM OF CHARGES | SUM OF REPLENISH | END BALANCE |
|---------------|----------------|------------------|-------------|
| \$46,220.00 | \$18,460.00 | \$0.00 | \$27,760.00 |

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